

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>In re:</b>	)	
	)	<b>Case No. 3:19-bk-1971</b>
<b>CAPSTONE PEDIATRICS, PLLC,</b>	)	
	)	<b>Chapter 11</b>
<b>Debtor.</b>	)	
	)	
	)	
<b>CDS BUSINESS SERVICES, INC.</b>	)	
<b>d/b/a NEWTEK BUSINESS CREDIT.</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Adv. Proc. No. 3:20-ap-90140</b>
	)	
	)	
<b>AMERICA CARES TRUST d/b/a</b>	)	
<b>CARENATION</b>	)	
	)	
<b>Defendant.</b>	)	

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**AGREED ORDER RESETTING  
AMERICA CARES TRUST d/b/a CARENATION'S  
THIRD EXPEDITED MOTION AND SUPPORTING MEMORANDUM FOR RELIEF  
FROM PRELIMINARY INJUNCTION AND REQUEST FOR FED R. BANKR. P. 7016  
CONFERENCE**

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By Order entered January 6, 2020 this Court set a hearing on the Third Motion for Limited Relief from Preliminary Injunction and Request for Fed. R. Bankr. P. 7016 Conference, filed by Defendant America Cares Trust, Inc. d/b/a CareNation ("CareNation") (Docket Entry No. 59). As evidenced by the signatures of counsel for CareNation and the Plaintiff, CDS

Business Services, Inc. d/b/a NewTek Business Credit (“CDS”) (CareNation and CDS collectively, “**Parties**”), the Parties are working on the parameters of an agreed order that will resolve CareNation’s motion, and have requested that this Court, out of an abundance of caution, reset the hearing for January 13 or 14, 2020 in the event an Agreed Order is not filed before January 13, 2020.

It is therefore **ORDERED** that the hearing on the Third Motion for Limited Relief from Preliminary Injunction and Request for Fed. R. Bankr. P. 7016 Conference, filed by Defendant America Cares Trust, Inc. d/b/a CareNation (“**CareNation**”) (Docket Entry No. 59), previously set for January 8, 2020 at 10:00 a/m., shall be **RESET** for January \_\_\_, 2020 at \_\_\_:\_\_\_ \_\_\_.m. Central Standard Time. The terms and requirements of the Court’s January 6, 2020 Order (Docket Entry 60) remain in full force and effect.

*[This order was signed and entered electronically as indicated at the top of the first page.]*

**SUBMITTED FOR ENTRY:**

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*Counsel for the U.S. Trustee*

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was filed electronically on January 8, 2021. Notice of this filing was sent by operation of the Court's electronic filing system to all those parties specifically requesting electronic service and as indicated on the electronic filing receipt. Parties may also access this filing through the Court's electronic filing system.

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*/s/William J. Haynes, III*  
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